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In re Application of
ZEPKE et al
U.S. Application No.: 10/549,605
PCT No.: PCT/US2003/008532
Int. Filing Date: 20 March 2003
Priority Date: None
Docket No.: OT-4933
For: WIRELESS ELEVATOR HALL
FIXTURES INTEGRAL WITH HALL
DOOR FRAME

COMMUNICATION

This communication is in response to the papers filed 09 May 2008.

The prior decision mailed 06 March 2008 noted that the declaration signed by Christian Netter contained noninitialed changes on the declaration regarding the address. A new declaration for Mr. Netter was requested.

In the subject response, applicants provided a six-page declaration signed by Mr. Netter on 22 April 2008 which is in compliance with 37 CFR 1.497(a) and (b).

However, it is also noted that the original declaration signed by Adriana Bacellar and Luiz Bacellar also contained noninitialed changes regarding their citizenship. The declaration listed their citizenship as British while the declaration signed 17 October 2006 was changed to record the citizenship as the United States. These changes were missed in the prior review.

As previously stated, any changes made in ink must be initialed and dated by the applicants prior to execution of the declaration. The Office will not consider whether noninitialed and/or nondated alterations were made before or after signing of the oath or declaration but will require a new oath or declaration. See MPEP § 605.04(a).

Therefore, a new declaration in compliance with 37 CFR 1.497(a) and (b) is also required for both Adriana Bacellar and Luiz Bacellar.

Applicants have **TWO (2) MONTHS** to provide an acceptable declaration in compliance with 37 CFR 1.497(a) and (b). Extensions of time pursuant to 37 CFR 1.136(a) are authorized.

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Failure to submit the required declaration in the time period given will result in the **ABANDONMENT** of the application.

Any further correspondence with respect to this matter may be filed electronically via the USPTO EFS-Web or if mailed addressed to Mail Stop PCT, Commissioner for Patents, Office of PCT Legal Administration, P.O. Box 1450, Alexandria, Virginia 22313-1450, with the contents of the letter marked to the attention of the Office of PCT Legal Administration.



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